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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
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P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/821,380
Filing Date	March 29, 2001
First Named Inventor	Khan et al.
Art Unit	1651
Examiner Name	J. Witz
Attorney Docket Number	2183-4799US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on ____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____
- iii. ☐ Other ____
- b. Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other ____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. ☐ Other ____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge any deficiency in the following fees, or credit any overpayments, to Deposit Account No. 20-1469
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)
- iii. ☐ Other ____
- b. ☒ Check in the amount of \$385.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	G. Scott Dorland, Ph.D.	Registration No. (Attorney/Agent)	51,622
Signature		Date	January 29, 2004

CERTIFICATE OF MAILING

Express Mail Label Number: EV325783580US

Date of Deposit: January 29, 2004

Person Making Deposit: Christopher Haughton

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Khan et al.

Serial No.: 09/821,380

Filed: March 29, 2001

For: IMMUNOREGULATOR

Confirmation No.: 3457

Examiner: J. Witz

Group Art Unit: 1651

Attorney Docket No.: 2183-4799US

NOTICE OF EXPRESS MAILING

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Date of Deposit with USPS: January 29, 2004

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COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Request for Continued Examination is being submitted after receipt of the Notice of Allowance but before payment of the Issue Fee. The Request for Continued Examination is being submitted so that additional references can be considered although the references are not considered more relevant than those already considered.

Applicants request that the additional references be considered and made of record and a Notice of Allowance be issued.

Serial No. 09/821,380

Should additional fees be required, Applicants authorize fees to be withdrawn from TraskBritt Deposit Account No. 20-1469.

Respectfully submitted,



G. Scott Dorland, Ph.D.
Registration No. 51,622
Attorney for Applicant(s)
TRASKBRITT, P.C.
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: January 29, 2004
GSD/bv
Document in ProLaw